

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

WEDNESDAY, March 17, 2010

The Chief Clerk makes the following entries under the above date.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Tuesday, March 16, 2010**.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 606** offered by Senator Plale.

Senate substitute amendment 1 to **Senate Bill 623** offered by Senator Kreitlow.

REPORT OF COMMITTEES

The committee on **Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection** reports and recommends:

Senate Bill 572

Relating to: suitability of annuity contracts and granting rule-making authority.

Passage.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

ROBERT WIRCH
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 16, 2010

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 467	Act 184 ...	March 15, 2010
Senate Bill 408	Act 186 ...	March 15, 2010
Senate Bill 332	Act 187 ...	March 15, 2010
Senate Bill 168	Act 189 ...	March 15, 2010
Senate Bill 414	Act 160 ...	March 15, 2010
Senate Bill 439	Act 161 ...	March 15, 2010
Senate Bill 482	Act 162 ...	March 15, 2010
Senate Bill 303	Act 163 ...	March 15, 2010

Senate Bill 263 Act 164 ... March 15, 2010
Senate Bill 471 Act 165 ... March 15, 2010
Senate Bill 365 Act 166 ... March 15, 2010
Senate Bill 116 Act 170 ... March 15, 2010
Senate Bill 504 Act 174 ... March 15, 2010
Senate Bill 448 Act 175 ... March 15, 2010
Senate Bill 463 Act 176 ... March 15, 2010

Respectfully Submitted,
JIM DOYLE
Governor

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 SENATE BILL 620

Prepared by the Legislative Reference Bureau
(March 16, 2010)

1. Page 9, line 8: delete ““Water” and substitute “In this subsection, “water”.”

REFERRALS AND RECEIPT OF COMMITTEE REPORTS
CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on– **Public Health, Senior Issues, LongTerm Care, and Job Creation** reports and recommends:

Senate Clearinghouse Rule 09–115

Relating to fees for copies of health care provider records, registration of sanitarians, safety, maintenance and operation of public swimming pools and water attractions, and child support cooperation for food stamps, and affecting small businesses.

No action taken.

TIM CARPENTER
Chairperson

INTRODUCTION, FIRST READING, AND
REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 624

Relating to: expanding the authority of political subdivisions to make residential energy efficiency improvement loans, and authorizing political subdivisions to make water efficiency improvement loans and impose special charges for the loans.

By Senators Lehman and Sullivan; cosponsored by Representatives Fields, Soletski and Cullen.

To committee on **Labor, Elections and Urban Affairs**.

Senate Bill 625

Relating to: streamlined sales and use tax agreement changes.

By Senator Jauch; cosponsored by Representative Sherman.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

Senate Bill 626

Relating to: modifications to platting requirements.

By Senators Hansen, Kreitlow and Cowles; cosponsored by Representatives Molepske Jr., Zigmunt, Berceau, Suder, Soletski, Roth, Huebsch and Hintz.

To committee on **Ethics Reform and Government Operations.**

REPORT OF COMMITTEES

The joint committee on **Finance** reports and recommends:

Assembly Bill 227

Relating to: directing the Pharmacy Examining Board to create a program to monitor the dispensing of prescription drugs and requiring the exercise of rule-making authority.

Introduction of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Concurrence as amended.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Senate Bill 338

Relating to: maximum amount of funeral and burial expenses under the funeral, burial, and cemetery expenses program.

Introduction of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Senate Bill 391

Relating to: expenditure of \$30,000 from moneys appropriated to the Department of Natural Resources in payment of a claim against the state made by Stillmunkes, Inc.

Passage.

Ayes, 12 – Senators Miller, Hansen, Taylor, Lehman, Robson and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby.

Noes, 4 – Senators Lassa and Darling. Representatives Vos and Montgomery.

Senate Bill 407

Relating to: eligibility for academic excellence higher education scholarships.

Introduction of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Introduction of Senate Amendment 2.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Senate Bill 412

Relating to: changing certain administrative procedures under the tax incremental financing program.

Introduction of Senate Amendment 2.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Senate Bill 497

Relating to: creating a food animal veterinarian loan assistance program, granting rule-making authority, and making an appropriation.

Passage.

Ayes, 16 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman, Grigsby, Vos and Montgomery.

Noes, 0 – None.

Senate Bill 514

Relating to: additions to the 2009–11 Authorized State Building Program.

Passage.

Ayes, 14 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa, Darling and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby.

Noes, 2 – Representatives Vos and Montgomery.

Senate Bill 553

Relating to: assessment on critical access hospitals; payments to critical access hospitals under the Medical Assistance Program; creating a rural physician residency assistance program; the physician, dentist, and health care provider loan assistance programs; and making appropriations.

Passage.

Ayes, 13 – Senators Miller, Hansen, Taylor, Lehman, Robson, Lassa and Olsen. Representatives Pocan, Colon, Mason, Shilling, Sherman and Grigsby.

Noes, 3 – Senator Darling. Representatives Vos and Montgomery.

MARK MILLER
Senate Chairperson

The committee on **Labor, Elections and Urban Affairs** reports and recommends:

Assembly Bill 560

Relating to: remedial statutory changes affecting the Wisconsin Employment Relations Commission (suggested as remedial legislation by the Wisconsin Employment Relations Commission).

Concurrence.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

Assembly Bill 567

Relating to: amending and revising under s. 10.53 various provisions of ss. 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in ss. 10.62 to 10.82 and the substantive statutes to which those sections refer. (Correction Bill).

Concurrence.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

Senate Bill 429

Relating to: establishing a presumption for employment-connected communicable diseases for fire fighters, emergency medical service providers, law enforcement officers, and certain correctional employees.

Passage.

Ayes, 3 – Senators Coggs, Wirch and Lehman.

Noes, 2 – Senators A. Lasee and Grothman.

Senate Bill 522

Relating to: various changes to the worker’s compensation law.

Passage.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

Senate Bill 540

Relating to: political disbursements by corporations and cooperative associations and the scope of regulated activity under the campaign finance law.

Adoption of Senate Amendment 1.

Ayes, 3 – Senators Coggs, Wirch and Lehman.

Noes, 2 – Senators A. Lasee and Grothman.

Adoption of Senate Amendment 2.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

Passage as amended.

Ayes, 3 – Senators Coggs, Wirch and Lehman.

Noes, 2 – Senators A. Lasee and Grothman.

SPENCER COGGS
Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 620**.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 SENATE BILL 388

Prepared by the Legislative Reference Bureau
(March 16, 2010)

1. Page 14, line 1: delete “**certificate**” and substitute “**certificate license**”.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 ASSEMBLY BILL 588

Prepared by the Legislative Reference Bureau
(March 16, 2010)

1. Page 14, line 1: delete “**certificate**” and substitute “**certificate license**”.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 SENATE BILL 199

Prepared by the Legislative Reference Bureau
(March 17, 2010)

In enrolling, the following correction was made:

1. Page 29, line 8: delete “(1) and (2) of the statutes are” and substitute “as affected by the [2009 Wisconsin Act 180](#), is”.

2. Page 29, line 10: delete “**or identification**” and substitute “**or identification**”.

3. Page 29, line 10: before “(1)” insert:

“**SECTION 43b.** 6.97 (1) and (2) of the statutes are amended to read: 6.97”.

****NOTE: Senate Bill 199 amends s. [6.97](#) (title) without under scoring the added material. In addition, after Senate Bill 199 was introduced, the text of s. [6.97](#) (title) was affected by [2009 Wis. Act 180](#). This correction adds the appropriate under scoring to the Senate Bill 199 treatment while also making adjustments that are necessary to reflect the Act 180 treatment.

**State of Wisconsin
Government Accountability Board**

March 16, 2010

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2009–2010 session of the legislature, visit the Government Accountability Board’s web site at: <http://ethics.state.wi.us/>.

Brennan, Audra	City of Milwaukee
Hoven, Timothy	M.A. Mortenson Company
Kraemer, Kenneth	Construction Labor Management Council of Southeast Wisconsin
McCloud Smith, Pam	Dane County Humane Society
Natzke, Ryan	M.A. Mortenson Company
Schooff, Susan	Institutional Life Markets Association
Stenger, Scott	Gilbane Building Company
Stenger, Scott	M.A. Mortenson Company
Von Ruden, Darin	Wisconsin Farmers Union

Also available from the Wisconsin Government Accountability Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,
KEVIN KENNEDY
Director and General Counsel

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

March 4, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BERG, MELANIE, of Hudson, as a

member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2012.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

**State of Wisconsin
Office of the Governor**

March 4, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CULVER, CURT S., of Milwaukee, as a member of the Board of Trustees of the Medical College of Wisconsin, to serve for the term ending May 1, 2016.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Higher Education.**

**State of Wisconsin
Office of the Governor**

March 9, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KOLVE, SUSAN, of La Crosse, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2014.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

**State of Wisconsin
Office of the Governor**

February 5, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RITCHIE, KIRK, of Rhinelander, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2013.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

**State of Wisconsin
Office of the Governor**

March 15, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SCHROEDER, RYAN, of Delavan, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2012.

Respectfully Submitted,
JIM DOYLE

Governor

Read and referred to committee on **Transportation, Tourism, Forestry, and Natural Resources**.

**REFERRALS AND RECEIPT OF COMMITTEE
REPORTS CONCERNING PROPOSED
ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 09-052

Relating to harmful wild animal designation for wild or feral hogs, mute swans, and wolf-dog hybrids.

Submitted by Department of Natural Resources.

Report received from Agency, March 15, 2010.

Referred to committee on **Transportation, Tourism, Forestry, and Natural Resources**, March 17, 2010.